

**DEPARTMENT OF FORESTRY AND FIRE PROTECTION**

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July 21, 2017

SUBJECT: California Government Code § 51013.1 (AB 864, 2015 Williams) Regulatory Adoption Date

To Whom It May Concern:

In 2015, the Legislature passed and the Governor signed into law Assembly Bill 864 (AB 864), authored by Assembly Member Das Williams.

The California Department of Forestry and Fire Protection - Office of the State Fire Marshal (OSFM) is in the process of developing the regulations as required by AB 864. The legislation requires, by January 1, 2018, any new or replacement pipeline near environmentally and ecologically sensitive areas in the coastal zone to use best available technologies to reduce the amount of oil released in an oil spill to protect state waters and wildlife. Furthermore, by July 1, 2018, an operator of an existing pipeline near environmentally and ecologically sensitive areas in the coastal zone shall submit a plan to retrofit the pipeline by January 1, 2020, with the best available technology. Best available technology includes, but is not limited to, installation of leak detection technologies, automatic shutoff systems, or remote controlled sectionalized block valves, or any combination of these technologies based on a risk analysis conducted by the operator to reduce the amount of oil released in an oil spill to protect state waters and wildlife.

This notice is to inform you that the OSFM is working to adopt the proposed regulations, however, due to the complex issue of the regulatory adoption process, the OSFM will not meet the deadline of July 1, 2017. The OSFM is working to adopt regulations as expeditiously as possible, while adhering to applicable regulatory law including meaningful public participation, notice and comment periods, and related procedural review and requirements. Future opportunities to participate in the regulation development process will be noticed at the appropriate time.

Please check this web address for updates to draft regulation language and related documents:
http://osfm.fire.ca.gov/codedevelopment/codedevelopment_title19development

Please direct any questions on this matter to:

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Thank you for your participation and continued interest in the regulatory process.